

032904

18334

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Case Docket No.: MIT-60 CON 6

17497 U.S. PTO  
10/811691  
032904

Transmitted herewith for filing is the patent application of:

Inventor: Edwin C. Bartlett  
For: APPARATUS AND METHOD FOR ANCHORING SUTURES

Enclosed are:

- ☒ 12 sheets of drawings.  
☐ An assignment of the invention to: \_\_\_\_\_  
☐ A verified statement to establish small entity status.  
☒ REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION.

The filing fee has been calculated as shown below:

Small Entity				Large Entity	
For:	No. Filed	No. Extra	Rate	Fee	Rate
Basic Fee				\$385.00	\$770.00
Total Claims	37 - 20	17	x \$9.00		x \$18.00
Ind. Claims	6 - 3	3	x \$43.00		x \$86.00
Mult. Claims			+ \$145.00		+ \$290.00
Total \$				Total \$1334.00	

☐ Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.

☒ A check in the amount of \$1334.00 to cover the filing fee (and assignment recording fee) is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.

☒ Any patent application processing fees under 37 CFR 1.17.

☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

*James A. Sheridan 3/29/04*  
James A. Sheridan  
Pandiscio & Pandiscio  
470 Totten Pond Road  
Waltham, Massachusetts 02154  
Tel. (781) 290-0060



18334 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Edwin C. Bartlett  
Serial No.: 10/107,943  
Filing Date: 03/25/2002  
Title: APPARATUS AND METHOD FOR ANCHORING  
SUTURES  
Group Art Unit: 3731  
Examiner: Gary Jackson  
Attorney's Docket No.: MIT-60 CON 5

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

FILING OF PATENT APPLICATION UNDER 37 CFR 1.10

The attached Rule 1.53(B) continuation application is being filed under the provisions of 37 CFR 1.10.

\*EXPRESS MAIL\* MAILING LABEL NUMBER ER304318472US

DATE OF DEPOSIT March 29, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE \*EXPRESS MAIL POST OFFICE TO ADDRESSEE\* SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450.

James A. Sheridan

(PERSON MAILING)

James A. Sheridan 3/29/04  
(SIGNATURE)

Respectfully submitted,

*James A. Sheridan 3/29/04*

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Registration No. 43,114  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

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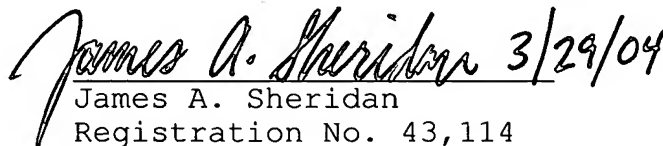
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


AFFIDAVIT VERIFYING APPLICATION

Commonwealth of Massachusetts  
County of Middlesex

I, James A. Sheridan, being duly registered to practice before the U.S. Patent and Trademark Office, and being duly sworn, depose and state that: I am attorney of record in the above-identified pending prior application Serial No. 10/107,943, filed 03/25/2002, and that the enclosed application is a true and complete copy of the prior application Serial No. 08/308,286 as filed, and that no amendments referred to in the oath or declaration filed to complete the prior patent application Serial No. 10/107,943 introduced new matter therein.

 3/29/04  
James A. Sheridan  
Registration No. 43,114

Sworn to before me this 29<sup>th</sup> day of March, 2004.

  
Notary Public  
My commission expires: 4/17/09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Edwin C. Bartlett  
Serial No.: 10/107,943  
Filing Date: 03/25/2002  
Title: APPARATUS AND METHOD FOR ANCHORING  
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Group Art Unit: 3731  
Examiner: Gary Jackson  
Attorney's Docket No.: MIT-60 CON 5

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION

This is a request for filing a continuation application, in accordance with Rule 1.53(B), of pending prior application Serial No. 10/107,943, filed 03/25/2002 by Edwin C. Bartlett for APPARATUS AND METHOD FOR ANCHORING SUTURES.

Submitted with this request are the following:

1. A true copy of prior application Serial No. 08/308,286 (including specification, claims, drawings and an unsigned Declaration and Power of Attorney) as originally filed;
2. A copy of (i) a NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, (ii) a RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, (iii) a DECLARATION AND POWER OF ATTORNEY listing the names of the inventors and signed by the inventor Edwin C. Bartlett, specifically identifying the parent of this application by serial number and filing date, and (iv) a VERIFIED STATEMENT CLAIMING SMALL BUSINESS ENTITY STATUS INDEPENDENT INVENTOR;
3. An AFFIDAVIT by the undersigned attorney of record verifying that the enclosed copy of said prior application Serial No. 08/308,286 is a complete and true copy;
4. A PRELIMINARY AMENDMENT which amends the application to show that it is a continuation of parent application Serial No. 10/107,943;

5. A check in the amount of \$1334.00 covering the filing fee calculated on the basis of the claims filed and the claims cancelled by the enclosed Preliminary Amendment. The fee has been calculated on the basis of a Large Entity status as follows:

TOTAL CLAIMS	37 - 20 = 17 x 18 =	\$ 306.00
INDEPENDENT	6 - 3 = 3 x 86 =	\$ 258.00
BASIC FEE		\$ 770.00
<u>TOTAL FILING FEE:</u>		<u>\$1334.00</u>

6. A mailing certificate indicating that this submittal is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on March 29, 2004 as provided for under 37 CFR 1.10.

The Power of Attorney in the prior application is to Pandiscio & Pandiscio, a firm composed of Nicholas A. Pandiscio, Registration No. 17293, and Mark J. Pandiscio, Registration No. 30883, or any of them, all of 470 Totten Pond Road, Waltham, MA 02154 (Telephone No. 781-290-0060).

The inventors named in this continuation application are the same inventors named in the pending prior application Serial No. 10/107,943.

The Commissioner of Patent and Trademarks is hereby authorized to charge any additional fees (filing or application processing fees under 37 CFR 1.16 or 37 CFR 1.17) which may be required in connection with this continuation application, or credit any overpayment, to Deposit Account No. 16-0221.

The Commissioner is also authorized to prepare a certified copy of said prior copending application if the same is deemed to be necessary and to charge the cost of same to Deposit Account No. 16-0221.

All communications in this matter should be addressed to:

Mark J. Pandiscio  
Pandiscio & Pandiscio  
470 Totten Pond Road  
Waltham, Massachusetts 02154.

Thank you.

Respectfully submitted,

*James A. Sheridan* 3/29/04

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KK\MIT60CON6.REQ